



**REGULAR CITY COUNCIL MEETING
FRISCO CITY HALL
GEORGE A. PUREFOY MUNICIPAL CENTER
COUNCIL CHAMBERS
6101 FRISCO SQUARE BLVD.
FRISCO, TEXAS 75034**

5:30 PM

TUESDAY, JUNE 15, 2010

MINUTES

Mayor	Maher Maso	Present
Mayor Pro Tem	Jeff Cheney	Present
Deputy Mayor Pro Tem	Bob Allen	Present
Council Member	Pat Fallon	Present
Council Member	Scott Johnson	Present
Council Member	David Prince	Present
Council Member	Bart Crowder	Present

CALL TO ORDER

Mayor Maso called the meeting to order at 5:35 p.m. and announced a quorum was present.

1. ROLL CALL

Representing Staff were: City Manager, George Purefoy; Deputy City Manager, Henry Hill; Assistant City Manager, Nell Lange; Assistant City Manager, Ron Patterson; Assistant's to the City Manager Ben Brezina, John Eaglen and Daniel Ford; City Attorney, Richard Abernathy; City Secretary, Jenny Page; Director of Development Services, John Lettelleir; Assistant Fire Chief, Paul Seibert; Director of Frisco CVB, Marla Roe; Bobby Johnson, Manager/Park Services; Police Chief, Todd Renshaw, and Director of Public Works, Gary Hartwell.

CLOSED SESSION

Bob Allen moved to Recess into Closed Session at 5:39 p.m. Pat Fallon seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit:
 - A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:
 - B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:
 - i. South of US 380, North of The Colony city limits and North of 121, East of FM 423, and West of Hillcrest Road.
 - C. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.
3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

Jeff Cheney moved to Reconvene into Regular Session at 6:38 p.m. and take any action necessary as a result of the Closed Session. Bart Crowder seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

Mayor Maso announced that there was no action to take as a result of Closed Session.

INVOCATION

Council Member David Prince led the Invocation.

PLEDGE OF ALLEGIANCE

Deputy Mayor Pro Tem Bob Allen led the United States and Texas Pledge of Allegiance.

Mayor Maso announced that many of the audience might be present tonight to observe the installation of new Council member elect John Keating and asked City Secretary Jenny Page to explain why it is not on the Agenda tonight.

Mrs. Page explained that the final Certified Results would not be available until Friday, June 18, 2010 and the Canvass was planned for Saturday, June 19, 2010 at the Council Summer Work Session.

PROCLAMATIONS

4. Tree City USA Proclamation.

Mayor Maso proclaimed June 2010 as "Frisco Tree City USA Month".

Bobby Johnson, Manager of Park Services, and Urban Forestry Board members were present to accept.

5. Scleroderma Awareness Month.

Mayor Maso proclaimed June 2010 as "Scleroderma Awareness Month". Emily Woods, GND Scleroderma Support Group Leader was present to accept.

REPORTS

6. Public Works May 2010 Report on Water Usage and Other Monthly Activities.

Gary Hartwell presented the May 2010 Monthly Report on Water Usage and Other Related Activities.

7. Fire Department Monthly Report on Incident Response and Educational Activities (FIRE)

Assistant Chief, Paul Seibert presented the Fire Department May 2010 Monthly Report on Incident Response and Educational Activities.

8. Development Services May 2010 Report on Building Inspection, Code Enforcement, Animal Control, development, and training activities

John Lettelleir presented Development Services' May 2010 Report on Building Inspection, Code Enforcement, Animal Control, development and training activities.

9. Police Department's report on crime statistics and response times for the month of May 2010

Todd Renshaw presented the May 2010 Monthly Report

10. Convention & Visitors Bureau monthly report on activities, definite room nights and projected economic impact and media values.

Marla Roe presented the CVB's May 2010 report on definite bookings, projected economic impact and in-kind media values. Mrs. Roe also commented on new marketing plans and encouraged everyone to try out the new mobile marketing campaign by texting friscodeals to 678678.

CITIZEN INPUT (to begin approximately at 7:30 p.m.)

Dana Jones, 9701 Enmore Lane, Frisco, representing Save A Childs Life Campaign Pledge (C.A.K.E), spoke about sexual abuse against children.

Mike Gfeller, 3794 Neptune Circle, Frisco, addressed Council about voter apathy and asked for a good look at the current polling locations, consider making all the voting places the same during Early Voting and Election Day, and more education and information to the public.

Mayor Maso moved on to Closed Session at 7:24 p.m.

Bob Allen moved to enter into Recess in regard to LGC Sections 551.071, 551.072, and 551.087, at 7:25 p.m. Bart Crowder seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

Jeff Cheney moved to Reconvene into Regular Session at 8:26 p.m. David Prince seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

Mayor Maso announced that there was no action to take in regard to Closed Session and moved on to Item 34.

CONSENT AGENDA

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for

discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

David Prince moved to pull Items 16, 25, and 29 from the Consent Agenda. Jeff Cheney seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

Bart Crowder moved to approve Consent Agenda items 11-21, 26-28 and 30. Bob Allen seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

Bob Allen moved to approve Item 25 from the Consent Agenda. David Prince seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

David Prince moved to table Item 29 from the Consent Agenda until the final documents are ready. Scott Johnson seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

11. Consider and act upon approval of the Minutes from the June 01, 2010 Regular City Council Meeting. (CSO/J Page)
12. Consider and act upon adoption of a Resolution setting Public Hearings on a proposed involuntary annexation of 22.4± acres in the B.B.B. & C.R.R. Survey, Abstract No. 171 and the B.B.B. & C.R.R. Survey, Abstract No. 179, Denton County, Texas, generally located 650± feet west of Anthem Drive and 675± feet south of West Stonebrook Parkway. Neighborhood #43. Annexation Case A10-0001. (Development Services/JE) 10-06-84R

13. Consider and act upon resolution authorizing City Manager to execute interlocal agreements between the City of Frisco, the Town of Prosper, Town of Little Elm and the City of Celina for their citizen's use of Frisco's Household Hazardous Waste Collection and ReUse Program. (Public Works/PC) 10-06-85R
14. Consider and act upon authorization for the City Manager to execute Change Order Number 3 to the Standard Form Agreement for Construction Services by and between the City of Frisco and Mario Sinacola & Sons Excavating, Inc., for the construction of Teel Parkway (Eldorado Pkwy to Panther Creek Pkwy). (Engineering/JB)
15. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Master Agreement between the City of Frisco and Freese and Nichols, Inc. for on-call water and wastewater modeling and system analysis (Engineering/EDM) 10-06-86R
16. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Kimley-Horn Associates, Inc., to revise Engineering Design Standards and Construction Details (Engineering/EDM) 10-06-87R

David Prince commented that the next phase of this project asks for public input and encouraged the public to comment.

17. Consider and act upon award of bid to Jim Bowman Construction Co. LP and act upon a Resolution authorizing the City Manager to execute a Standard Form of Agreement for construction services for Eubanks Street Improvements (CIP #08-0006). (Bid No. 1005-041) (Engineering/TN) 10-06-88R
18. Consider and act upon a Resolution authorizing the City Manager to execute an Advance Funding Agreement for Project using funds held in the State Highway 121 Subaccount by and between the City of Frisco and the Texas Department of Transportation (TxDOT) for the construction of Stonebrook Parkway (Legacy Drive - Longhorn Trail) (TxDOT CSJ# 0918-24-915) (Engineering Services/JE) 10-06-89R
19. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Local Project Advance Funding Agreement by and between the City of Frisco and the Texas Department of Transportation for median landscaping and irrigation of Eldorado Parkway from FM 423 to Dallas North Tollway. (Engineering/AH) 10-06-90R
20. Consider and Act on a Resolution approving the terms and conditions of a grant application to the U.S. Department of Justice, Office of Community Oriented Policing Services, for funding of two (2) Patrol Officers, and authorizing the

submission of the grant applications by the City Manager or his designee. (Police/GW) 10-06-91R

21. Consider and act upon a Resolution approving the submission of a grant application to the Department of Transportation/Federal Motor Carrier Safety Administration. (Police/DS) 10-06-92R
22. Consider and act upon Change Order # 4 for B.F. Phillips Community Park, Phase 2, and approve a resolution authorizing the City Manager to execute an amendment to the agreement by and between the City of Frisco and C.R. Reynolds, Inc. (Parks/JED) 10-06-93R
23. Consider and Act upon approving a Resolution authorizing the City Manager to execute an interlocal agreement by and between the City of Frisco and Collin County for cost sharing of the Cottonwood Creek Hike and Bike Trail section A3. (Parks/DR) 10-06-94R
24. Consider and act upon approving a Resolution authorizing the City Manager to execute a tower site lease agreement by and between the City of Frisco and T-Mobile West Corporation (CMO/DF). 10-06-95R
25. Consider and act upon approval of a purchase order to Martin Apparatus, Inc. for the purchase of one-(1) Pierce Velocity PUC 75' Aluminum Aerial Ladder Truck with specialized rescue equipment. (Fire/TJ)

David Prince asked to comment on this item so that the public would be aware that the City may have to go into General Funds in the amount of \$1.2 million to purchase the fire truck since all bonds have already been sold for 2010. Assistant City Manager Nell Lange commented that the bonds that will be sold for this purchase will come from 2011 bond sales. Assistant City Manager Ron Patterson added that the truck has had problems for a while and there are times that it cannot be used for calls.

26. Consider and act upon ratification of a purchase order to Durable Specialties, Inc. for Traffic Signal Repair Services at Dallas North Toll Way and US 380. (Engineering/TJ)
27. Consider and act upon approval of a purchase order to Grande Truck Center for the purchase of one-(1) UTEM aerial bucket truck. (Engineering/TJ)
28. Consider and act upon award of RFP #1005-042, Construction Manager at Risk Services for City Hall entrance renovation, to SpawMaxwell, LLC, a Balfour Beatty Company, and adoption of a resolution authorizing the City Manager to execute an agreement for these services. (CMO/TJ) 10-06-96R
29. Consider and Act upon purchasing 3.093 acres and 4.625 acres in the J.

Ragland Survey Abstract 1092 West of Teel Parkway and south of Lebanon Road. (Parks, DR)

David Prince commented that he understood that staff needed to table this item until documents were ready. Deputy City Manager Henry Hill confirmed that the documents were not complete.

30. Consider and act upon approval of a purchase order to Specialty Vehicle Solutions for the purchase of one-(1) Evidence Recovery Vehicle. (Police/TJ)

LEGISLATIVE AGENDA

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

REGULAR AGENDA

31. Discussion and possible action on canceling or rescheduling the July 6, 2010 Regular City Council Meeting. (MM)

Mayor Maso asked for this item to be placed on the Agenda to allow for vacations and taking a break to be with family during the summer.

Bart Crowder moved to approve rescheduling the July 6, 2010 Regular City Council Meeting to June 29, 2010 at 5:00 p.m. Pat Fallon seconded the motion.
Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

32. Discussion and possible action on canceling or rescheduling the July 20, 2010 Regular City Council Meeting. (MM) 10-06-30

Bart Crowder moved to approve an Ordinance on rescheduling the July 20, 2010 Regular City Council Meeting to July 29, 2010 at 5:30 p.m. and rescheduling the July 6, 2010 meeting to June 29, 2010 at 5:00 p.m. David Prince seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

33. Consider and act upon whether to direct staff to submit a written notice of

appeal on behalf of the City Council to Development Services, pursuant to Article IV, Section 1.07(C) of the Comprehensive Zoning Ordinance and/or Section 4.05 of the Subdivision Regulation Ordinance, regarding action taken by the Planning and Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

There were no appeals.

Mayor Maso moved back to Citizen Input at 7:15 p.m.

34. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

- Bring back Item 29 when documents are complete.

35. Discussion on Governance Monitoring of present City Council Meeting.

Deputy Mayor Pro Tem Bob Allen gave the Council an A+.

ADJOURN

There being no additional business, Bart Crowder made motion to Adjourn at 8:28 p.m. Scott Johnson seconded the motion.

Passed

Vote: 6 – 0

For: Scott Johnson, Jeff Cheney, Bart Crowder, Pat Fallon, Bob Allen, David Prince;

Against: (None)

(Please note these are preliminary meeting minutes and are not official until approved by the City Council at the next scheduled meeting. Approved/signed minutes are available at <http://sire.friscotexas.gov/sirepub/docs.aspx>.)

Maher Maso, Mayor

ATTEST:

Jenny Page, City Secretary

